

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

| | | |
|--------------------------------|---|----------------------------|
| CENTRAL STATES, SOUTHEAST AND |) | |
| SOUTHWEST AREAS PENSION FUND, |) | |
| and HOWARD McDOUGALL, trustee, |) | |
| |) | |
| Plaintiffs, |) | |
| |) | |
| v. |) | Case No. 07 C 6160 |
| |) | |
| LINCK AGGREGATES, INC., |) | Judge Joan H. Lefkow |
| a Wisconsin corporation, |) | |
| |) | Magistrate Judge Schenkier |
| Defendant. |) | |

STIPULATION OF DISMISSAL

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiffs, the Central States, Southeast and Southwest Areas Pension Fund, and Howard McDougall, Trustee, and Defendant Linck Aggregates, Inc., a Wisconsin corporation, stipulate to the dismissal of this litigation with prejudice, each side to pay its own attorneys' fees and costs.

Respectfully submitted,

Respectfully submitted,

CENTRAL STATES, SOUTHEAST AND
SOUTHWEST AREA PENSION FUND

LINCK AGGREGATES, INC.

By: /s/ Cathy L. Rath
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One of Defendant's attorneys

CERTIFICATE OF SERVICE

I, Cathy L. Rath, one of the attorneys for the Central States, Southeast and Southwest Areas Pension Fund, certify that on August 5th, 2008, I caused the foregoing Stipulation of Dismissal to be filed electronically. This filing was served on all parties indicated on the electronic filing receipt via the Court's electronic filing system.

/s/ Cathy L. Rath

Cathy L. Rath
One of Central States' Attorneys